

PATENT  
09/583,959**C. REMARKS**

Claims 1-18 remain pending in the application.

The examiner has made a double patenting rejection in the Office Action dated 5/10/04. In an Interview Summary dated 06/18/04, the examiner acknowledges receipt of the terminal disclaimer filed 04/01/2004 over patent 6,539,424 and states that the double patenting rejection will be withdrawn.

The examiner has rejected claims 1-18 under 35 USC 102(e) as being anticipated by Dutta (US 6,539,424 B1).

A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described in a single prior art reference. *Verdegaal Bros. V. Union Oil Co. Of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987).

The following element, found in each independent claim, is NOT found in Dutta:

" different resource has a content combining the requested resource content".

Dutta teaches that a different resource (e.g. a home page) is sent along with information as to how to get to the requested resource. Dutta does not combine the *content* of the requested resource with the different resource. Dutta merely sends a different page, such as a home page, with information on how to get to the user's desired (requested) page (column 6, lines 38-51). The *content* of the requested page is not combined with the different resource (e.g., the home page).

Since this element is not found in Dutta, Dutta does not anticipate Applicant's claimed invention under 35 USC 102(e). All of the dependent claims depend from independent claims that contain this limitation. As such, claims 1-18 are patentable.

A rejection under 35 USC 103 would not be appropriate since the reference and this application were commonly owned at the time the invention was made. Applicants' attorney states that the application and the reference were, at the time the invention was made, owned by, or subject to an obligation of assignment to, the same organization.

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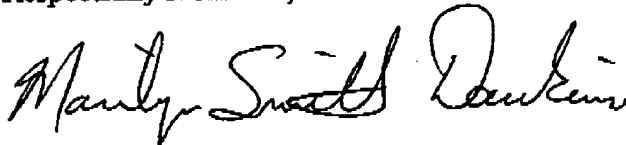
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The art cited but not relied upon is deemed to be no more relevant than the art relied upon.

In view of the foregoing, withdrawal of the rejections and the allowance of the current pending claims are respectfully requested.

An interview with the examiner has been set for Thursday, July 29, at 3:00 p.m. EDT to discuss the distinction between applicants claimed invention and the US 6,539,424 reference. Applicants' attorney acknowledges the interview of March 25, 2004 where applicant agreed to file a Terminal Disclaimer over US 6,539,424.

Respectfully submitted,



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